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10/713,130	11/14/2003	Yoshinori Tomita	450100-02029.1	9561

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EXAMINER

WERNER, DAVID N

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PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

DETAILED ACTION

Response to Amendment

Applicant has amended all independent claims to recite a simultaneous generation of "first and second encoded picture data", that is, within a first format and a second format, when still picture data with audio is captured. The previously-cited references all assumed that an image format would be pre-selected by the user, and encoding would only take place in one format, such as JPEG, MJPEG, or MPEG, at image capture time. See for example *Kato*, col. 3: lines 41–53, which describes first beginning moving picture coding in the MJPEG format, but not switching to a different format or encoding in two formats when a user requests a still image capture during motion image coding. This new limitation of simultaneous encoding with two formatting methods requires further search and consideration before a final determination of patentability is made.

/D. N. W./

Examiner, Art Unit 2621

/Mehrdad Dastouri/

Supervisory Patent Examiner, Art Unit 2621